

**REMARKS**

Claims 1-14 are pending in the application. These claims were rejected as follows:

<b>Claims / Section</b>	<b>35 U.S.C. Sec.</b>	<b>References / Notes</b>
Spec.	Objection	<ul style="list-style-type: none"><li>• Typographical error in pf. [0014]</li></ul>
1-2, 7-8 & 11-14	§102(e) Anticipation	<ul style="list-style-type: none"><li>• Pedersen (U.S. Patent Pub. No. 2004/0247148).</li></ul>
3-6, 9	§103(a) Obviousness	<ul style="list-style-type: none"><li>• Pedersen (U.S. Patent Pub. No. 2004/0247148).</li></ul>

5 Paragraph [0014] has been amended to correct typographical errors.

Applicants thank the Examiner for pointing this out.

Applicant is submitting, attached as Appendix A to this Amendment, the Declaration of Kunibert Husung and Torsten Niederdränk under 37 C.F.R.

§1.131, which shows conception and diligence from a time prior to the filing date  
10 of U.S. Patent Application No. 2004/0247148 to Pedersen, which was cited as the sole prior art reference in the Office Action.

This Declaration effectively removes Petersen as a prior art reference, and since this was the basis for the 35 U.S.C. §§102, 103 rejections, Applicants respectfully request that these rejections be withdrawn from the application.

15 **CONCLUSION**

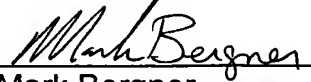
Inasmuch as each of the objections have been overcome by the amendments and declaration, and all of the Examiner's suggestions and requirements have been satisfied, it is respectfully requested that the present

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application be reconsidered, the rejections be withdrawn and that a timely Notice of Allowance be issued in this case.

Respectfully submitted,

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#### CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450 on March 24, 2006



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## **APPENDIX A**

### **DECLARATION OF INVENTORS UNDER 37 C.F.R. §1.131**